

**AGENDA SUMMARY PAGE**  
**CITY COUNCIL MEETING OF: JANUARY 3, 2007**

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**DEPARTMENT: NEIGHBORHOOD SERVICES****DIRECTOR: STEPHEN HARSIN**☐ Consent ☒ Discussion**SUBJECT:**

Public Hearing to consider the report of expenses to recover costs for mitigation abatement of vacant or abandoned building and assess civil penalties located at 960 G Street. PROPERTY OWNER: ELSIE BATIE (\$18,312.71 - General Fund) – Ward 5 (Weekly)

**Fiscal Impact**☐**No Impact**☐**Augmentation Required**☒**Budget Funds Available****Amount:** \$18,312.71**Funding Source:** General Fund**Dept./Division:** Neighborhood Services/Neighborhood Response**PURPOSE/BACKGROUND:**

The condition of the property was a public hazard and an attractive nuisance. The Department of Neighborhood Services declared the property in violation and started legal notification. When no corrective action was taken nor an appeal filed the Department of Neighborhood Services hired Disaster Kleen-Up of Nevada to remove all debris, vegetation (dead, dry & overgrown), shingles, installing roofing material, glass repair and securing all structures on site. To date, there have been fifteen (15) inspections conducted at this location. The value of the property based on the sale date of February 1972 was \$16,500.00.

**RECOMMENDATION:**

That the City Council: 1. Approve the report of expenses in the amount of \$18,312.71 (inclusive of \$18,312.71 minimum civil penalties) and discuss assessment of maximum civil penalties in the amount of \$100,312.71. (164 days @ \$500/day = \$82,000.00) in order that the above charges be filed and recorded against the property, constituting a special assessment and lien. 2.

Authorize that the Notice and Lien of Assessment be duly recorded with the County Treasurer.

**BACKUP DOCUMENTATION:**

1. Agenda Memo
2. Location Map
3. Spreadsheet of Fees, Penalties and Abatement
4. Report of Expenses
5. Contractor Disclosure
6. Notice of Public Hearing
7. Chronological List of Events
8. Copy of the Notice and Claim of Lien

Motion made by LAWRENCE WEEKLY to Approve as Recommended

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Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

LOIS TARKANIAN, LAWRENCE WEEKLY, LARRY BROWN, OSCAR B. GOODMAN, GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)

Minutes:

Video shown but not submitted.

MAYOR GOODMAN declared the Public Hearing open.

The property owner was not present.

DEVIN SMITH, Manager of Neighborhood Response, read the purpose/background regarding the condition of the property as a public hazard and an attractive nuisance requiring the described abatement. When no corrective action was taken, nor an appeal filed, the Department of Neighborhood Services hired Disaster Kleen-Up of Nevada to remove all debris. The value of the property, based on the sale date of February 12, 1972 was \$16,500. MR. SMITH recommended the City Council approve the report of expenses in the amount of \$9,315.40 for work completed by Disaster Kleen-Up of Nevada, \$825 of re-inspection fees, including late fees, \$6,450 in civil penalties, \$325 for a boarding certificate fee, plus a 15 percent administrative fee in the amount of \$1,397.31, for a total amount of \$18,312.71. MR. SMITH further stated that the incorrect documentation mailed was for a larger amount.

MR. SMITH discussed with COUNCILMAN WEEKLY that he could add \$500 a day, civil penalties on the \$18,312.71 amount. He informed the Councilman that the property was posted with signs and numerous certified letters were mailed to the property owner. COUNCILMAN WEEKLY stated he would like to see the property owner held responsible, but also be flexible depending on the situation. MAYOR GOODMAN suggested considering something commensurate with the \$18,000. COUNCILMAN WEEKLY moved to impose the amount of \$18,312.71 expended by the City.

MAYOR GOODMAN declared the Public Hearing closed.